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PATENT  
Customer No. 22,852  
Attorney Docket No. 08364.0037-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Jenny KINGSTON et al. ) Group Art Unit: 2856  
Application No.: 10/069,351 ) Examiner: Katina M. Wilson  
Filed: February 25, 2002 )  
For: AQUATIC PASSIVE SAMPLING )  
DEVICE AND METHOD FOR ITS )  
USE )

Commissioner for Patents and Trademarks  
Washington, DC 20231

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by Section 1.17(p).

Copies of the listed documents, including any copending patent applications, are attached.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

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02/12/2004 HLE333 00000074 060916 10069351  
01 FC:1806 180.00 0P

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
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Dated: February 9, 2004

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OMB No. 0651-0011

## INFORMATION DISCLOSURE CITATION

App Docket No. 08364.0037-00000		Serial No. 10/069,351
Applicant	Jenny KINGSTON et al.	
Filing Date	February 25, 2002	Group: 2856

## U.S. PATENT DOCUMENTS

Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate

## FOREIGN PATENT DOCUMENTS

	Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
	2 295 229	05/22/1996	United Kingdom			

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	Verhaar et al.; "SURROGATE PARAMETER FOR THE BASELINE TOXICITY CONTENT OF CONTAMINATED WATER: SIMULATING THE BIOCONCENTRATION OF MIXTURES OF POLLUTANTS AND COUNTING MOLECULES," Environmental Science & Technology, Vol. 29, No. 3, pp. 726-734, (1995).
	Wong et al.; "Multi-Laboratory Evaluation of the Analytical Methodologies from EPA's Bioconcentration Draft Guidance," SECOND SOCIETY OF ENVIRONMENTAL TOXICOLOGY AND CHEMISTRY WORLD CONGRESS - ABSTRACT BOOK; p. 215, (1995).
	Mattice et al.; "POTENTIAL PASSIVE EMPORE C18 DISK EXTRACTION FOR ANALYSIS OF WATER SAMPLES CONTAINING FINE PARTICULATES," Bulletin of Environmental Contamination and Toxicology, Vol. 60, pp. 202-208, (1998).

Examiner	Date Considered
*Examiner:	Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce